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PATENT

Case Docket No. GENENT.057CP2

Date: October 25, 2002

Page 1

In re application of : DeSavage et al.

App. No. : 09/813,775

Filed : March 20, 2001

For : NOVEL CHIMPANZEE
ERYTHROPOIETIN (CHEPO)
POLYPEPTIDES AND
NUCLEIC ACIDS
ENCODING THE SAME

Examiner : Kam, Chin Min

Art Unit : 1653

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October 25, 2002

(Date)

Ginger R. Dreger, Reg. No. 33,055

UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 2327
Arlington, VA 22202

Sir:

Transmitted herewith is an AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT in
the above-identified application.

The fee has been calculated as shown below:

CLAIMS AS FILED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	19	44	= 0 ×	\$18	= \$0
Independent Claims	7	16	= 0 ×	\$84	= \$0
If application has been amended to contain multiple dependent claim(s), then add				\$280	= \$0
Time Extension Fee					\$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0

(X) Return prepaid postcard.

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment
to Deposit Account No. 11-1410. Please use Customer No. 20,995 for the correspondence address.Ginger R. Dreger
Registration No. 33,055
Attorney of Record
Customer No. 20,995
(415) 954-4114

GENENT.057CP2



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#13
11/7/02
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : DeSavage et al.
Appl. No. : 09/813,775
Filed : March 20, 2001
For : NOVEL CHIMPANZEE
ERYTHROPOIETIN (CHEPO)
POLYPEPTIDES AND
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Group Art Unit 1653

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Ginger R. Dreger, Reg. No. 33,055

Examiner : Kam, Chin Min

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

In response to the Office Action mailed on September 27, 2002 (Paper No. 12), please
amend this application as follows, and consider the following arguments.

In the Claims:

Please cancel claims 1-15, 25-29, 31-33, and 42-44, without prejudice.

The Restriction Requirement

Applicants were requested to restrict the present application to one of the inventions
listed as Groups I-VII on pages 2-3 of the Office Action. In the case of electing the invention of
Group II, applicants were further required to select one amino acid sequence for a variant of